

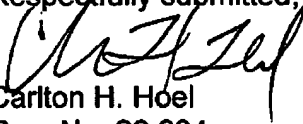
REMARKS/ARGUMENTS

Claims 1-6 are pending in the application with claims 1-2 rejected and claims 3-6 new. Reexamination and reconsideration are hereby requested.

Claims 1-2 were rejected as unpatentable over Tucker in view of Akamine. The Examiner pointed to Tucker col.6, ln.49-57.

Applicants reply that Tucker Fig.2 and col.6, ln. 49-57 show white noise exciting a linear predictive filter (Spectral shaping 23) but not modulated white noise excitation. In contrast to claims 1-2, Tucker has no suggestion of any type of modulation of noise to generate an excitation of the highband linear prediction filter. Consequently, the claims are patentable over the references.

Respectfully submitted,



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